

BEFORE THE OIL & GAS COMMISSION

LOMAK PETROLEUM, INC.,
dba LOMAK OPERATING CO.,

Appellant,

-vs-

DIVISION OF OIL & GAS,

Appellee.

Appeal No. 639

Review of Chief's Order 97-207

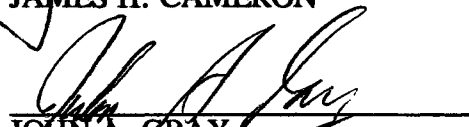
**ORDER OF THE
COMMISSION GRANTING
JOINT MOTION FOR
CONSENT DECISION**

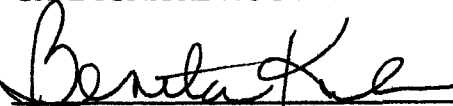
The Oil & Gas Commission has received and reviewed the parties' Joint Motion for Consent Decision and finds it well taken. Accordingly, the Commission **ADOPTS** the Consent Decision. There being no outstanding issues of law or fact, the Commission hereby **DISMISSES** appeal no. 639, with prejudice.

Date Issued: 3/23/98


WILLIAM J. TAYLOR, Chairman


JAMES H. CAMERON


JOHN A. GRAY

GAIL IGNATZ-HOOVER

BENITA KAHN, Secretary

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Steven L. Grose
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BEFORE THE OIL AND GAS COMMISSION

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MAR 18 1998

LOMAK OPERATING CO.)	
)	
Appellant)	APPEAL NO. 639
)	
v.)	CHIEF'S ORDER 97-207
)	
THOMAS G. TUGEND, Acting Chief))	
Division of Oil and Gas)	
)	
Appellee)	

OIL AND GAS
COMMISSION

CONSENT AGREEMENT

Now come the parties, Appellant, Lomak Operating Co., and Appellee, Thomas G. Tugend, Acting Chief of the Division of Oil and Gas, who, in order to settle the subject administrative proceeding, stipulate to the following facts and conditions.

FACTS

1. Lomak Operating Co., is the owner of the oil and gas wells known as the Oldmen No. 1 well, Permit 493 and the Cope No. 1 well, Permit 498, both located in Bainbridge Township, Geauga County, Ohio.

2. The Oldmen No. 1 well is incapable of producing oil and gas in commercial quantities and, pursuant to Ohio Revised Code Sections 1509.12 and 1509.072(B), must be plugged and the well site restored. Lomak Operating Co., as owner, is responsible to plug and restore the well and well site.

3. The Cope No. 1 well is incapable of producing oil and gas in commercial quantities and, pursuant to Ohio Revised Code Sections 1509.12 and 1509.072(B), must be plugged and the well site restored. Inspection by the Division found that the identification sign required by Ohio Administrative Code Section 1501:9-9-

05(A)(10) was not posted at the Cope No. 1 well. Lomak Operating Co., as owner, is responsible to plug and restore the well and well site and to post the required identification.

CONDITIONS

4. By March 1, 1998, the identification required by Ohio Administrative Code 1501:9-9-05(A)(10) will be posted at the Cope No. 1 well.

5. By June 30, 1998, Lomak Operating Co., shall plug the Oldmen No. 1 well and the Cope No. 1 well in accordance with the requirements of Chapter 1509. of the Ohio Revised Code and Chapter 1501. of the Ohio Administrative Code. At least 48 hours notice will be given to the Division prior to initiation of plugging.

6. By December 31, 1998, the restoration work required by Chapter 1509. of the Ohio Revised Code and Chapter 1501. of the Ohio Administrative Code will be completed at the Oldmen No. 1 well and the Cope No. 1 well.

7. Lomak Operating Co. shall complete all work on the well sites in a prudent and workmanlike manner and in compliance with the requirements of R.C. Chapter 1509. and Chapter 1501. of the Ohio Administrative Code including but not limited to the establishment of vegetative cover to bind the soil and prevent substantial erosion. If necessary, Lomak Operating Co., will reseed the sites until proper growth occurs.

8. In the event of unforeseen circumstances, the parties, by mutual consent, may agree to an extension of the deadlines set forth above.

9. Nothing in this **CONSENT AGREEMENT** shall be construed so as to prejudice the right of the Division of Oil and Gas to issue other decisions and orders to enforce the provisions of Revised Code Chapter 1509. and Chapter 1501 of the Ohio Administrative Code.

10. The parties state that they have read this **CONSENT AGREEMENT**, understand its terms, have the ability to comply with its terms, and agree to comply fully.

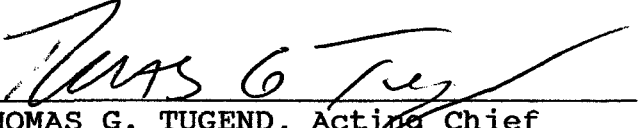
11. Appeal No. 639 is dismissed with prejudice.

LOMAK OPERATING CO.

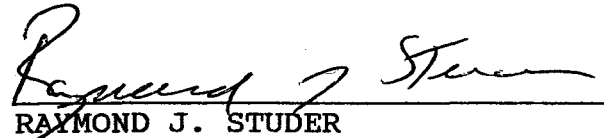
By: 

STEVE GROSE,
who has the authority to sign for
and bind Lomak Operating Co.
125 State Route 43
P.O. Box 550
Hartville, OH 44632-0550

3/13, 1998


THOMAS G. TUGEND, Acting Chief
Division of Oil and Gas
Ohio Department of Natural Resources
Appellee

3/16/88, 1998


RAYMOND J. STUDER
Assistant Attorney General
Environmental Enforcement Section
Division of Oil and Gas
4383 Fountain Sq., Bldg. B-3
Columbus, OH 43224
(614) 265-6939

3/16/88, 1998